

Woodruff; nays DeBerry, Pace, Sulak and Westerfeld.

S. B. No. 414, reported favorably by viva voce vote.

On motion of Senator Holbrook, S. B. No. 273, with amendment, was reported favorably by viva voce vote.

On motion of Senator Pace, S. B. No. 415 and S. B. No. 417 were set for special hearing at special meeting of committee on Wednesday, April 10, at 8 p. m.

BILL GEORGE, Secretary.

#### FORTY-NINTH DAY.

Senate Chamber,  
Austin, Texas,  
April 10, 1935.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Walter F. Woodul.

The roll call disclosed a quorum, the following Senators being present:

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum.

Prayer by the Chaplain.

Futher read of the Journal was dispensed with on motion of Senator Woodruff.

#### Committee Reports.

(See Appendix.)

#### Minutes of Committee Meetings.

(See Appendix.)

#### Bills and Resolutions.

##### Motion to Suspend Rule.

Senator Redditt moved to suspend the constitutional rule relating to the time for introduction of bills.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hornsby.	Sulak.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum. Van Zandt.  
Hopkins.

#### Senate Bill No. 494.

By Senator Redditt:

S. B. No. 494, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State Treasury of the State of Texas for certain State Eleemosynary Institutions for additional support and maintenance of said institutions for the fiscal year ending August 31, 1935; and declaring an emergency."

Read and referred to the Committee on Finance.

##### Motion to Suspend Rule.

Senator Martin moved to suspend the constitutional rule relating to the time for the introduction of bills.

The motion prevailed by the following vote:

Yeas—27.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum. Shivers.  
Hopkins.

## Senate Bill No. 495.

By Senator Martin:

S. B. No. 495, A bill to be entitled "An Act declaring the public policy of the State with respect to the establishment, maintenance and operation through non-profit cooperative associations of utility systems for the furnishing to the public at the lowest economical cost practicable of services and commodities of electrical energy, telephones, water, sewer and sanitary systems; and declaring an emergency."

Read and referred to the Committee on State Affairs.

## Senate Bill No. 496.

Senator Westerfeld moved to suspend the constitutional rule relating to the time for introduction of bills.

The motion prevailed by the following vote:

Yeas—29.

Beck.	Oneal.
Blackert.	Pace.
Burns.	Poage.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Duggan.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.
Neal.	

Absent—Excused.

Fellbaum.

By Senator Westerfeld:

S. B. No. 496, A bill to be entitled "An Act authorizing any city of more than one hundred thousand population, according to the last preceding census, to codify and adopt a code of civil and criminal ordinances without the necessity of publication, providing for the taking effect of said code upon adoption, providing for the reception in evidence of such code when printed under the supervision of the governing body of said city and the effect of such admission in evidence, and declaring an emergency."

Read and referred to the Committee on Federal Relations.

## House Bill No. 720.

Senator Burns moved to suspend the regular order of business and take up H. B. No. 720.

The Chair ruled the motion out of order at this time.

## S. J. R. No. 26.

The Chair laid before the Senate on its third reading:

By Senator Burns:

S. J. R. No. 26, A joint resolution "Proposing an amendment to Article XVI of the Constitution of the State of Texas by adding a new section to be numbered Section 61, vesting all the power heretofore conferred upon the Governor by Section 11, Article IV of the Constitution relating to granting reprieves, commutations of punishments and pardons in all criminal cases in a board to be known and designated as the Board of Pardons and Paroles, and providing that such board shall be composed of three (3) members who are citizens of the State of Texas, one of which members is to be appointed by the Governor, one by the Chief Justice of the Supreme Court, and one by the presiding Justice of the Court of Criminal Appeals; and providing the members of said board shall serve for a term of two (2) years and providing for the appointment of their successors, and the filling of vacancies in office and providing that the board shall be domiciled and hold its meetings at the main State Penitentiary located at Huntsville, Walker County, Texas, and providing for an election upon such proposed constitutional amendment and making an appropriation therefor."

S. J. R. No. 26, was read the third time and finally passed by the following vote:

Yeas—21.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Van Zandt.
Hill.	Westerfeld.
Hornsby.	Woodruff.
Martin.	

## Nays—5.

Holbrook. Stone.  
Moore. Sulak.  
Sanderford.

## Absent.

Hopkins. Small.

## Absent—Excused.

Fellbaum. Shivers.

## S. J. R. No. 3.

## Conferees Appointed.

The Chair appointed the following conferees on the part of the Senate on S. J. R. No. 3:

Senators Moore, Hill, Stone, DeBerry and Sanderford.

## S. J. R. No. 22.

The Chair laid before the Senate on its second reading the following resolution:

By Senator Sanderford:

S. J. R. No. 22, A joint resolution "Proposing an amendment to Section 1 of Article VIII of the Constitution of Texas by adding thereto a subsection to be known as Section 1-a of Article VIII, and providing for the limiting of the total amount of taxes assessed against property for all purposes in any one year to an amount not exceeding one (1%) per cent of the assessed valuation of such property; excepting taxes for payment of principal and interest on obligations heretofore incurred, which shall be separately assessed; providing for the increase of this limitation for a period of not more than five (5) years at any one time, to a total of not more than five (5%) per cent of the assessed valuation by vote of as many as two-thirds (2-3) of the qualified voters of any assessing district, or when provided for by the charter of a municipal corporation; and excepting taxes levied for the year 1935."

(With committee substitute and committee amendment.)

The committee substitute was adopted by viva voce vote.

The question recurred on the adoption of the committee amendment to C. S. for S. J. R. No. 22.

Pending.

## Motions to Recess.

Senator Van Zandt at 12 o'clock m., moved that the Senate recess until 2 o'clock p. m.

Senator Van Zandt withdrew his motion.

Senator Pace moved that the Senate recess until 4 o'clock p. m.

Senator Sanderford moved that the Senate recess until 2 o'clock p. m.

Motions pending.

## Senate Bill No. 324.

Senator Oneal moved to reconsider the vote by which S. B. No. 324 was finally passed.

The motion prevailed by viva voce vote.

Senator Oneal sent up the following amendment:

Amend S. B. No. 324, as amended, by striking out of Section 2, beginning with the first word in said section the following:

"It shall be unlawful for any person to set or place or use"

and insert in lieu thereof:

"It shall be unlawful for any person to set or place or use at any one time more than one (1) trot line, or"

ONEAL.

Read and adopted.

S. B. No. 324 as amended was finally passed by the following vote:

## Yeas—28.

Beck.	Neal.
Blackert.	Oneal.
Burns.	Pace.
Collie.	Poage.
Cotten.	Rawlings.
Davis.	Redditt.
DeBerry.	Regan.
Duggan.	Sanderford.
Hill.	Small.
Holbrook.	Stone.
Hopkins.	Sulak.
Hornsby.	Van Zandt.
Martin.	Westerfeld.
Moore.	Woodruff.

Absent.

Shivers.

Absent—Excused.

Fellbaum.

Recess.

The motion to recess until 4:00 o'clock p. m., prevailed by the following vote:

## Yeas—20.

Burns.	Moore.
Cotten.	Neal.
Davis.	Pace.
DeBerry.	Poage.
Duggan.	Rawlings.
Hill.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Sulak.
Martin.	Van Zandt.

## Nays—4.

Blackert.	Oneal.
Collie.	Woodruff.

## Absent.

Beck.	Stone.
Shivers.	Westerfeld.
Small.	

## Absent—Excused.

Fellbaum.

## After Recess.

The Senate met at 4:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

## S. J. R. No. 22.

Pending business was the adoption of committee amendment for C. S. for S. J. R. No. 22.

## Motion to Order Previous Question.

Senator Hill moved that the previous question be ordered on the pending committee amendment and the resolution.

The motion was not seconded.

## Motion to Table.

Senator Sanderford moved to table the committee amendment.

The motion to table prevailed by the following vote:

## Yeas—17.

Beck.	Martin.
Burns.	Moore.
Collie.	Rawlings.
Cotten.	Redditt.
Davis.	Regan.
Duggan.	Sanderford.
Holbrook.	Small.
Hopkins.	Stone.
Hornsby.	

## Nays—10.

Blackert.	Pace.
DeBerry.	Poage.
Hill.	Sulak.
Neal.	Westerfeld.
Oneal.	Woodruff.

## Absent.

Van Zandt.

## Absent—Excused.

Fellbaum.	Shivers.
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Senator Sanderford sent up the following amendments:

Amend C. S., S. J. R. No. 22, by inserting in Section 1-a, line 37, page 2 of the printed bill after the word, "property" in said line the following: "as assessed for State purposes."

SANDERFORD.

Read and adopted.

Amend C. S., S. J. R. No. 22, Section 1-a, by adding after the word, "issues" in line 44, page 2 of the printed bill the following: "voting at such election."

SANDERFORD.

Read and adopted.

Amend C. S., S. J. R. No. 22, by striking out all of Sec. 2 and inserting in lieu thereof the following:

"Sec. 2. In the event of the adoption of this amendment, it shall be the duty of the Legislature to make provision for adequate revenues for maintaining the schools, Confederate Pensions, and for other needs of the various tax levying entities; and to provide for the allocation of the ad valorem tax to the several tax levying entities."

SANDERFORD.

Read and adopted.

Senator Sulak sent up the following amendments:

Amend committee substitute, S. J. R. No. 22, by striking out in line 36, the words "one and one fourth per cent" and insert in lieu thereof the words "two per cent."

SULAK,  
HILL,  
BLACKERT.

Read.

**Motion to Table.**

Senator Sanderford moved to table the amendment.

The motion to table prevailed by the following vote:

**Yeas—16.**

Collie.	Moore.
Cotten.	Neal.
Davis.	Rawlings.
Duggan.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Small.
Martin.	Stone.

**Nays—10.**

Blackert.	Poage.
Burns.	Sulak.
DeBerry.	Van Zandt.
Hill.	Westerfeld.
Oneal.	Woodruff.

**Absent.**

Beck.	Pace.
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**Absent—Excused.**

Fellbaum.	Shivers.
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Amend committee substitute for S. J. R. No. 22, by striking out in line 36, the words "one and one-fourth per cent" and insert in lieu thereof "one and three-fourths per cent."

**SULAK.**

Read.

**Motion to Table.**

Senator Sanderford moved to table the amendment.

The motion to table prevailed by the following vote:

**Yeas—17.**

Collie.	Neal.
Cotten.	Poage.
Davis.	Rawlings.
Duggan.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Small.
Martin.	Stone.
Moore.	

**Nays—9.**

Blackert.	Sulak.
Burns.	Van Zandt.
DeBerry.	Westerfeld.
Hill.	Woodruff.
Oneal.	

**Absent.**

Beck.	Pace.
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**Absent—Excused.**

Fellbaum.	Shivers.
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Senator DeBerry sent up the following amendment:

Amend S. J. R. No. 22, line 38, page 1, by striking out the words "second Tuesday in November, 1935" and inserting in lieu thereof the words "the first Tuesday after the first Monday in November, 1936."

**DeBERRY.**

Read and adopted.

Senator Oneal sent up the following amendment:

Amend S. J. R. No. 22 by adding at the end of Section 1-a, line 48, page 2 (printed bill), the following:

"provided that no general sales tax or tax shall ever be levied in excess of one and one-fourth (1¼ %) per cent."

**ONEAL.**

Read.

**Point of Order.**

Senator Sanderford raised the point of order that the amendment was not germane to the resolution.

The Chair overruled the point of order.

**Motion to Table.**

Senator Holbrook moved to table the amendment.

The motion prevailed by the following vote:

**Yeas—16.**

Beck.	Moore.
Cotten.	Neal.
Davis.	Rawlings.
Duggan.	Redditt.
Holbrook.	Regan.
Hopkins.	Sanderford.
Hornsby.	Small.
Martin.	Stone.

**Nays—10.**

Blackert.	Oneal.
Burns.	Poage.
Collie.	Sulak.
DeBerry.	Westerfeld.
Hill.	Woodruff.

Absent.

Pace. Van Zandt.

Absent—Excused.

Fellbaum. Shivers.

Senator Burns sent up the following amendment:

Amend C. S. for S. J. R. No. 22 by reading as follows:

"Provided that no general sales tax shall ever be levied.

BURNS.

Read and pending.

#### Messages from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to adopt by a vote of 32 yeas and 91 nays:

H. J. R. No. 15, Providing for a constitutional convention to frame a new Constitution for the State of Texas.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. B. No. 167, A bill to be entitled "An Act amending Article 3780 of the Revised Civil Statutes of 1925; providing that where the execution requires that the judgment shall be made out of the property of the debtor, it may be issued in the first instance as well as subsequently to any county in the State, and declaring an emergency."

S. B. No. 206, A bill to be entitled "An Act authorizing the Commissioner of the General Land Office to accept, approve and file corrected field notes to any survey of land in Swisher County where said corrected field notes are made by a duly au-

thorized official land surveyor and based upon the 'Hutchison Iron Pipe Survey'; authorizing the present owners of said surveys to purchase excess acreage revealed by said corrected field notes at a price of two dollars per acre; providing that said resurveys shall not shift the lines of any survey where the lines of said surveys have been fixed by a court decree or by contract in writing between the parties; providing that patents may be issued on said resurveys made in accordance with this Act; providing that all patents so issued shall inure to the benefit of all holders of a portion of a survey, and that said patents shall not disturb the divisional or partitioning lines of surveys where said surveys are divided into smaller tracts, and declaring an emergency."

S. B. No. 358, A bill to be entitled "An Act amending Article 4891 of the Revised Civil Statutes of 1925, as amended by the Acts of the First Called Session of the Forty-first Legislature, Chapter 37, page 84, so as to provide for the use of coinsurance clauses in windstorm, tornado or hail insurance without limitation or restriction except such as may be approved by the Board of Insurance Commissioners."

H. B. No. 699, A bill to be entitled "An Act to amend Article 928 of Chapter 1 of Title 12 of the Code of Criminal Procedure of the State of Texas, 1925, and declaring an emergency."

S. C. R. No. 33, Requesting the President of the Senate and the Speaker of the House to erase their names from S. B. No. 324.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to adopt by a vote of 57 yeas and 62 nays

H. J. R. No. 26, Proposing an amendment to Article VI, Section 2, of the Constitution of the State of Texas.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**Bill and Resolution Referred.**

H. C. R. No. 77, referred to the Committee on Finance.

H. B. No. 699, referred to the Committee on Criminal Jurisprudence.

**Senator Excused.**

Senator Shivers was excused for the day on account of important business on motion of Senator Hopkins.

**Bills and Resolutions Signed.**

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolutions:

S. B. No. 167.	H. B. No. 782.
S. B. No. 358.	S. C. R. No. 31.
S. B. No. 475.	S. C. R. No. 32.
S. B. No. 324.	S. C. R. No. 33.
S. B. No. 206.	

**Motion to Recess.**

Senator Hopkins at 5:25 o'clock p. m., moved that the Senate recess until 10:00 a. m. Thursday.

**Recess.**

The motion to recess prevailed by viva voce vote.

**APPENDIX.****Committee on Engrossed Bills.**

Committee Room,  
Austin, Texas, April 9, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 141 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, April 9, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 84 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

**Committee on Enrolled Bills.**

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 206 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 358 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 475 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 31 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 32 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 33 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, April 10, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 167 carefully examined and compared and find same correctly enrolled.

POAGE, Chairman.

#### Committee Reports.

Committee Room,

Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 494, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State Treasury of the State of Texas for certain State eleemosynary institutions for additional support and maintenance of said institutions for the fiscal year ending August 31, 1935, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 407, A bill to be entitled "An Act creating a State System of Public Employment Offices, accepting the provisions of the Wagner-Peyser Act approved June 6, 1933 (48 Stat. 113, U. S. Code, Title 29, Section 49) 'an Act to provide for the establishment of a national employment system and for cooperation with the States in the promotion of such system, and for other purposes, designating the Bureau of Labor Statistics as the agency for the administration of this Act; creating a division within the Bureau of Labor Statistics to be known as the Texas State Employment Service, responsible for the administrative system of public employment offices, etc., etc., and declaring an emergency.'"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with committee amendments, and

that the committee amendments be printed in lieu of the original bill.

REDDITT, Chairman.

Committee Room,

Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. C. R. No. 77, "Authorizing transfers of appropriations made for Livestock Sanitary Commission."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be adopted.

REDDITT, Chairman.

Committee Room,

Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 469, A bill to be entitled "An Act providing for the relief of Ellinger Common School District No. 60 of Fayette County, Texas, to aid said school district to rebuild and reconstruct a public school building; appropriating six thousand (\$6,000) dollars rebuilding and reconstructing the public school building; prescribing the manner in which the funds hereby appropriated shall be paid; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, April 10, 1935.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Federal Relations, to whom was referred

S. B. No. 496, A bill to be entitled "An Act authorizing any city of more than one hundred thousand population, according to the last preceding census, to codify and adopt a code of civil and criminal ordinances without the necessity of publication, providing for the taking effect of said code upon adoption, providing for the reception in evidence of such code when printed under the supervision of the governing body of said city and the effect of



such admission in evidence, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

WESTERFELD, Chairman.

Committee Room,  
Austin, Texas, April 9, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 489, A bill to be entitled "An Act to provide rules of practice and procedure in District Courts sitting for all of their terms or for only some of their terms in a county where three District Courts, with both civil and criminal jurisdiction, sit and have jurisdiction, none of which has more than four terms a year, and one of which sits and has jurisdiction in not less than two other counties, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

SMALL, Chairman.

Committee Room,  
Austin, Texas, April 9, 1935.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 2, A bill to be entitled "An Act defining Public Utilities, and providing for their regulation; creating the Public Utilities Commission of this State, and fixing their qualifications and compensation, and prescribing their duties and powers, and the manner in which the jurisdiction herein conferred shall be exercised; providing penalties for the violation of this Act, and for the repeal of all laws and parts of laws in conflict herewith."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but pass with the committee substitute in lieu thereof and the committee substitute only be printed in bill form.

PACE, Chairman.

#### Minutes of Committee Meetings.

Minutes of Committee on State Affairs, Held April 9, 1935.

#### Regular Meeting.

Present: Pace, Blackert, Collie, Cotten, DeBerry, Holbrook, Hopkins, Hornsby, Martin, Moore, Oneal, Rawlings, Redditt, Regan, Shivers, Small, Stone, Sulak.

Absent—Excused: Fellbaum.

S. B. No. 2 was reported adversely with the recommendation the committee substitute pass in lieu thereof and the committee substitute only be printed in bill form.

H. C. R. No. 51 was reported favorably by viva voce vote with the recommendation it be printed.

H. B. No. 720 was reported favorably by viva voce vote with the recommendation it be not printed.

H. C. R. No. 61 was reported favorably by viva voce vote with the recommendation it be printed.

H. B. No. 65 was reported favorably by viva voce vote with the recommendation it be printed.

H. B. No. 697 was reported favorably by viva voce vote with the recommendation it be printed.

H. B. No. 349 was reported favorably by viva voce vote with the recommendation it be printed.

S. B. No. 382 was reported favorably by viva voce vote with the recommendation it be not printed.

W. S. REEVES, Secretary.

#### FORTY-NINTH DAY.

(Continued.)

Senate Chamber,  
Austin, Texas,  
April 11, 1935.

The Senate met at 10 o'clock a. m. pursuant to recess, and was called to order by Lieutenant Governor Walter F. Woodul.

#### S. C. R. No. 35.

Senator Burns received unanimous consent to suspend the regular order of business and sent up the following resolution: